

# North Carolina Court of Appeals

## Docket Sheet

State v. Emigh

**Case Number:** P16-777

**As of:** 04/25/2024

**Case Closed:** Yes

**Close Date:**

**Case Type:** Criminal (Crim\_othr)

**Mediation:** No

STATE OF NORTH CAROLINA

V.

ALLEN MICHAEL EMIGH

<b>Docket Date:</b> 10-13-2016	<b>File Date:</b>	<b>File Time:</b>	<b>Acquired Date:</b> 10-13-2016
<b>Bond Collected:</b> No	<b>Docket Fee:</b> No	<b>Pauper:</b> Yes	<b>Print Deposit:</b> No
			<b>State Appeals:</b> No

### History

**Venue:** Gates (1) **Heard In:**

**To SC:** **From SC:**

### Lower Court Number(s)

Location: Gates (1)

Judge:

Case #: 15 CRS 241

### Tracking/Argue

### Opinion

### Documents

Document	Date Recvd	Cert of Service	Rec/Brf Due	Resp. Due	Resp. Recvd	Mailed Out	Ruling	Ruling Date
(1) PWS	10-13-2016	10-13-2016		10-29-2016	10-26-2016		Special Order	10-28-2016
(2) M-TEMP-STAY	10-13-2016	10-13-2016					Allowed	10-14-2016

1 - PWS (Special Order) - 10-28-2016

Filed: 10-13-2016 @ 14:41:38

FOR: Defendant-Appellant Allen Michael Emigh

BY : Mr. James R. Grant

APPELLATE DEFENDER'S OFFICE

The following order was entered:

The petition for writ of supersedeas filed in this cause by petitioner Allen Michael Emigh on 13 October 2016 is allowed. The judgment entered 6 September 2016 by Judge Alma L. Hinton in Gates County Superior Court imposing supervised probation is hereby stayed pending the outcome of petitioner's appeal to this Court.

By order of the Court this the 28th of October 2016.

The above order is therefore certified to the Clerk of the , Gates County.

RESPONSE TO PWS  
 Filed: 10-26-2016  
 BY : Mr. Daniel P. O'Brien  
 N.C. DEPARTMENT OF JUSTICE

2 - M-TEMP-STAY (Allowed) - 10-14-2016  
 Filed: 10-13-2016 @ 14:51:23  
 FOR: Defendant-Appellant Allen Michael Emigh  
 BY : Mr. James R. Grant  
 APPELLATE DEFENDER'S OFFICE

The following order was entered:

The petition filed in this cause by petitioner on 13 October 2016 and designated 'Application for Temporary Stay and Petition for Writ of Supersedeas' is decided as follows: The motion for temporary stay is allowed. The judgment entered 6 September 2016 by Judge Alma L. Hinton in Gates County Superior Court imposing supervised probation is hereby stayed pending this Court's ruling on petitioner's petition for writ of supersedeas. This Court will rule on the petitioner's petition for writ of supersedeas upon the filing of a response to the petition or the expiration of the time for a response if no response is filed.

By order of the Court this the 14th of October 2016.

### Financial Information

### Receipts

Date Charged	Charge Type	Amount Charged	Amount Paid	Document	Pages	Receipt #	Date Paid
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### Exhibits

### Parties

Party Name	Role
Allen Michael Emigh	Defendant-Appellant
State of North Carolina	Plaintiff-Appellee

### Attorneys

#### Attorney for Defendant-Appellant - Allen Michael Emigh

Mr. James R. Grant [Primary Attorney]

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Mr. Glenn Gerding

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